

Release
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SUMMARY OF CASES ACCEPTED DURING THE WEEK OF APRIL 26, 1999

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The description or descriptions set out below do not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#99-59 People v. Graham, S077226. (F029758.) Unpublished opinion. Petition for review after the Court of Appeal modified and affirmed a judgment of conviction of criminal offenses. This case presents an issue, concerning whether a juvenile adjudication qualifies as a “strike” if it is for conduct which is defined as a serious felony but which is not listed under Welfare and Institutions Code section 707(b), which is related to an issue before the court in People v. Garcia, S059302. (See #98-79.)

#99-60 Haas v. County of San Bernardino S076868. (E022209; 69 Cal.App.4th 1019.) Petition for review after the Court of Appeal affirmed the judgment in an action for administrative mandate. This case concerns whether a county’s unilateral selection and compensation of a hearing officer to receive evidence relevant to the issue of whether a business license should be revoked violates the business owner’s right to due process.

#99-61 People v. Smith, S077178. (D030207.) Unpublished opinion. Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. This case presents an issue, concerning whether a defendant's stipulation to the fact of a prior conviction that is an element of a crime may only be made personally and after Boykin/Tahl advice and waivers, which is related to an issue before the court in People v. Thomas, S070580 (#98-93), and People v. Newman, S072560 (#98-142).

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